

ANNEXATION ORDINANCE NO. X- 01-91

AN ORDINANCE annexing certain territory commonly known as the Millstone Annexation Area to Fort Wayne and including the same in Councilmanic District No. 3.

WHEREAS, a petition for voluntary annexation has been filed with the Common Council; and,

WHEREAS, said petition has been signed by the owners of fifty-one percent (51%) of the territory sought to be annexed and by the owners of seventy-five percent (75%) of the total assessed value of the territory for property tax purposes; and,

WHEREAS, said lane described in petition is located outside of but contiguous to the City of Fort Wayne; and,

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

A parcel of land located in the Northwest One-Quarter of Section 11 and in the Northeast One-Quarter of Section 10 all in Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Beginning at the intersection of the West line of the Northwest One-Quarter of Section 11, Township 31 North, Range 12 East with the South right-of-way line of Wallen Road; thence Easterly along said South right-of-way line to the Northwest corner of Block "D" in Millstone Village, Section I (as recorded in Plat Cabinet B, Page 30, Allen County Recorder's Office); thence continuing Easterly along said South right-of-way line to the Northeast corner of Block "E" in said addition; thence South 0 degrees 36 minutes 06 seconds West, a distance of 334.60 feet along the Easterly line of said addition; thence South 89 degrees 59 minutes 52 seconds East, a distance of 227.00 feet along the Northerly line of said addition; thence North 0 degrees 36 minutes 06 seconds East, a distance of 43.76 feet along the boundary of said addition; thence South 89 degrees 59 minutes 52 seconds East, a distance of 239.92 feet to the Northwest corner of Lot 123 in the Secondary Plat of Hearthstone Village, Section I (as recorded in Plat Cabinet B, Page 19, Allen County Recorder's Office); thence along the Westerly and Northerly boundaries of said Hearthstone Village plat by the following 13 courses: South 0 degrees 00 minutes 00 seconds East, a distance of 344.14 feet to the Southwest

corner of Lot 121 in said Hearthstone plat; thence South 29 degrees 38 minutes 56 seconds East, a distance of 279.01 feet to the Northwest corner of Lot 113 in said Hearthstone plat; thence South 20 degrees 29 minutes 09 seconds West, a distance of 94.74 feet; thence South 9 degrees 09 minutes 32 seconds West, a distance of 94.74 feet; thence South 2 degrees 01 minutes 25 seconds East, a distance of 92.87 feet; thence South 6 degrees 45 minutes 32 seconds East, a distance of 186.19 feet; thence South 1 degree 17 minutes 30 seconds West, a distance of 273.94 feet to the Northeast corner of Lot 103 in said Hearthstone plat; thence North 88 degrees 42 minutes 30 seconds West, a distance of 130.00 feet; thence South 81 degrees 56 minutes 34 seconds West, a distance of 50.67 feet; thence North 88 degrees 42 minutes 30 seconds West, a distance of 150.00 feet; thence South 1 degree 17 minutes 30 seconds West, a distance of 226.32 feet; thence South 12 degrees 49 minutes 43 seconds West, a distance of 612.58 feet; thence South 0 degrees 27 minutes 20 seconds West, a distance of 173.44 feet to the Southwest corner of said Hearthstone plat, said corner being on the South line of the Northwest One-Quarter of said Section 11; thence North 89 degrees 32 minutes 40 seconds West, along said South line and along the South line of said Millstone Village plat, a distance of 1480.34 feet to the Southwest corner of the Northwest One-Quarter of said Section 11; thence continuing along said Millstone plat boundary, North 88 degrees 21 minutes 37 seconds West, a distance of 264.47 feet to the Southwest corner of said Millstone plat; thence along the West line of said Millstone plat and its Northerly extension, North 0 degrees 32 minutes 35 seconds East, a distance of 2315.95 feet; thence South 88 degrees 42 minutes 30 seconds East, a distance of 132.00 feet; thence North 0 degrees 32 minutes 35 seconds East to a point on the South right-of-way line of Wallen Road; thence Easterly along said right-of-way line to the point of beginning containing 117 acres, more or less.

The boundaries of said territory are those outlined in the location map designated " Millstone Annexation", two copies of which are on file in the office of the Clerk of the City of Fort Wayne and avialable for public inspection as required by law.

SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from the effective date of annexation, planned services of a non-capital nature, including police protection, fire protection, and street and road maintenance, in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density

1 to the said described territory. The City of Fort Wayne will
2 also provide services of a capital improvement nature, including
3 street construction, street lighting, sewer facilities, water
4 facilities and stormwater drainage facilities to the annexed
5 territory within three (3) years of the effective date of
6 annexation, in the same manner as such services are provided to
7 areas already in the City of Fort Wayne with similar topography,
8 patterns of land utilization and population density, and in a
9 manner consistent with federal, state and local laws, procedures
and planning criteria.

10 SECTION 3. That governmental and proprietary services
11 will be provided to the above described territory in a manner
12 consistent with the written Fiscal Plan for the territory
13 developed by the Division of Community and Economic Development.
14 Said Plan was examined by the Common Council of the City of Fort
15 Wayne and is approved and adopted by the Common Council way of a
16 separate Resolution adopted contemporaneously wioth the passage
17 of this Ordinance.

18 SECTION 4. That said described territory shall be a
19 part of Councilmanic Political Ward No. 3 of the City of Fort
20 Wayne, Indiana, as described in Division I, Section 2-9 of
21 Chapter 2 of the Municipal Code of the City of Fort Wayne,
22 Indiana of 1974, as amended.

23 SECTION 5. That, after its passage, and any and all
24 necessary approval by the Mayor, due legal puplication, and the
25 required sixty (60) day remonstrance period, this Ordinance
26 shall be in full force and effect. The above described
27 territory shall become part of the City of Fort Wayne on
28 December 31, 1996.

29 
COUNCILMEMBER

30
31 APPROVED AS TO FORM AND LEGALITY

32

J. TIMOTHY McCAULAY, CITY ATTORNEY

Read the first time in full and on motion by Long, seconded by Redd, and duly adopted, read the second time in full and referred to the Committee on Annexation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 1-22-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Long, seconded by Redd, and duly adopted, placed on its passage. PASSED LOSS by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>9</u>			
<u>BRADBURY</u>	<u>✓</u>			
<u>BURNS</u>	<u>✓</u>			
<u>EDMONDS</u>	<u>✓</u>			
<u>GIAQUINTA</u>	<u>✓</u>			
<u>HENRY</u>	<u>✓</u>			
<u>LONG</u>	<u>✓</u>			
<u>REDD</u>	<u>✓</u>			
<u>SCHMIDT</u>	<u>✓</u>			
<u>TALARICO</u>	<u>✓</u>			

DATED: 2-26-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. X-01-91 on the 26th day of February, 1991.

Sandra E. Kennedy ATTEST
SANDRA E. KENNEDY, CITY CLERK

SEAL
Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of February, 1991, at the hour of 2:00 o'clock _____ M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 28th day of February, 1991, at the hour of 5:15 o'clock 9 M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR

BEFORE THE COMMON COUNCIL OF THE CITY OF FORT WAYNE

IN RE: THE VOLUNTARY ANNEXATION OF THE MILLSTONE
ANNEXATION AREA

Come now the undersigned and petition the Common Council of the City of Fort Wayne, pursuant to I.C. 36-4-3-5 for the voluntary annexation of the territory described in Exhibit "A" attached hereto. In support of said petition, the undersigned represent:

- 1.) That said land is contiguous to the City of Fort Wayne.
- 2.) That the undersigned represent fifty-one percent (51%) of the owners of land in the territory sought to be annexed.
- 3.) That the undersigned represent the owners of seventy-five percent (75%) of the total assessed value of the land for property tax purposes.
- 4.) The undersigned request that the Common Council adopt an ordinance annexing the area described in Exhibit "A" with the annexation to be effective December 31, 1996.

Respectfully submitted:

North Eastern Construction Co., Inc.

By: _____

Joseph L. Zehr, President

DATE: 1-8-91

HEARTHSTONE - MILLSTONE

A parcel of land located in the Northwest One-Quarter of Section 11 and in the Northeast One-Quarter of Section 10, all in Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows: BEGINNING at the Northwest corner of the Northwest One-Quarter of said Section 11; thence South 89 degrees 59 minutes 52 seconds East (bearing from the Secondary Plat of Millstone Village, Section I, recorded in Plat Cabinet B, Page 30, Allen County Recorder's Office) along the North line of said Northwest One-Quarter, a distance of 1306.09 feet; thence along the Easterly line of said plat, South 0 degrees 36 minutes 06 seconds West, a distance of 384.60 feet; thence along the North line of said plat, South 89 degrees 59 minutes 52 seconds East, a distance of 277.00 feet; thence continuing along said plat boundary, North 0 degrees 36 minutes 06 seconds East, a distance of 43.76 feet; thence still along said plat boundary, South 89 degrees 59 minutes, 52 seconds East, a distance of 239.92 feet to the Northwest corner of Lot 123 in the Secondary Plat of Hearthstone Village, Section I (recorded in Plat Cabinet B, Page 19, Allen County Recorder's Office); thence along the Westerly, the Northerly and the Westerly boundary of said Hearthstone plat by the following 13 courses: South 0 degrees 00 minutes 00 seconds East, a distance of 344.14 feet to the Southwest corner of Lot 121 in said Hearthstone plat; thence South 29 degrees 38 minutes 56 seconds East, a distance of 279.01 feet to the Northwest corner of Lot 113 in said Hearthstone plat; thence South 20 degrees 29 minutes 09 seconds West, a distance of 94.74 feet; thence South 9 degrees 09 minutes 32 seconds West, a distance of 94.74 feet; thence South 2 degrees 01 minutes 25 seconds East, a distance of 92.87 feet; thence South 6 degrees 45 minutes 32 seconds East, a distance of 186.19 feet; thence South 1 degree 17 minutes 30 seconds West, a distance of 273.94 feet to the Northeast corner of Lot 103 in said Hearthstone plat; thence North 88 degrees 42 minutes 30 seconds West, a distance of 130.00 feet; thence South 81 degrees 56 minutes 34 seconds West, a distance of 50.67 feet; thence North 88 degrees 42 minutes 30 seconds West, a distance of 150.00 feet; thence South 1 degree 17 minutes 30 seconds West, a distance of 226.32 feet; thence South 12 degrees 49 minutes 43 seconds West, a distance of 612.58 feet; thence South 0 degrees 27 minutes 20 seconds West, a distance of 173.44 feet to the Southwest corner of said Hearthstone plat, said corner being on the South line of the Northwest One-Quarter of said Section 11; thence North 89 degrees 32 minutes 40 seconds West, along said South line and along the South line of said Millstone Village plat, a distance of 1480.34 feet to the Southwest corner of the Northwest One-Quarter of said Section 11; thence continuing along said Millstone plat boundary, North 88 degrees 21 minutes 37 seconds West, a distance of 264.47 feet to the Southwest corner of said Millstone plat; thence along the West line of said Millstone plat and its Northerly extension, North 0 degrees 32 minutes 35 seconds East, a distance of 2315.95 feet; thence South 88 degrees 42 minutes 30 seconds East, a distance of 132.00 feet; thence North 0 degrees 32 minutes 35 seconds East, a distance of 330.00 feet to a point on the North line of the Northeast One-Quarter of said Section 10; thence South 88 degrees 42 minutes 30 seconds East, along the North line of said Northeast One-Quarter, a distance of 132.00 feet to the point of BEGINNING. Parcel contains 117.902 acres, more or less.



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

March 5, 1991

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the dates of
March 8 and March 15, 1991, in both the News Sentinel and
Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. X-91-01-48
Annexation Ordinance Millstone Area

Please send us 4 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

LEGAL NOTICE.

Notice is hereby given that on the 26th day of
February, 19 91, the Common Council of the City
of Fort Wayne, Indiana, in a Regular Session did pass
the following Bill No. X-91-01-48 Annexation
Ordinance No. X-01-91 to-wit:

Bill No. X- 91-01-48

ANNEXATION ORDINANCE NO. X- 01-91

AN ORDINANCE annexing certain territory commonly
known as the Millstone Annexation Area to Fort
Wayne and including the same in Councilmanic
District No. 3.

WHEREAS, a petition for voluntary annexation has been
filed with the Common Council; and,

WHEREAS, said petition has been signed by the owners of
fifty-one percent (51%) of the territory sought to be annexed
and by the owners of seventy-five percent (75%) of the total
assessed value of the territory for property tax purposes; and,

WHEREAS, said lane described in petition is located
outside of but contiguous to the City of Fort Wayne; and,

WHEREAS, the City of Fort Wayne is desirous of annexing
said terrirory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

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Section 11 and in the Northeast One-Quarter of Section 10 all
in Township 31 North, Range 12 East, Allen County, Indiana,
more particularly described as follows:

Beginning at the intersection of the West line of the
Northwest One-Quarter of Section 11, Township 31 North,
Range 12 East with the South right-of-way line of Wallen
Road; thence Easterly along said South right-of-way line
to the Northwest corner of Block "D" in Millstone Village,
Section I (as recorded in Plat Cabinet B, Page 30, Allen
County Recorder's Office); thence continuing Easterly
along said South right-of-way line to the Northeast corner
of Block "E" in said addition; thence South 0 degrees 36
minutes 06 seconds West, a distance of 334.60 feet along
the Easterly line of said addition; thence South 89
degrees 59 minutes 52 seconds East, a distance of 227.00
feet along the Northerly line of said addition; thence
North 0 degrees 36 minutes 06 seconds East, a distance of
43.76 feet along the boundary of said addition; thence
South 89 degrees 59 minutes 52 seconds East, a distance of
239.92 feet to the Northwest corner of Lot 123 in the
Secondary Plat of Hearthstone Village, Section I (as
recorded in Plat Cabinet B, Page 19, Allen County
Recorder's Office); thence along the Westerly and
Northerly boundaries of said Hearthstone Village plat by
the following 13 courses: South 0 degrees 00 minutes 00 seconds

Read the third time in full and on motion by Long, seconded by Redd, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Nine
Bradbury, Burns, Edmonds, GiaQuinta, Henry,
Long, Redd, Schmidt, Talarico

NAYS: None

ABSTAINED: None

ABSENT: None

DATED: 2-26-91

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Annexation Ordinance No. X-01-91 on the 26th day of February, 1991.

ATTEST:

(SEAL)

Sandra E. Kennedy
City Clerk

Samuel J. Talarico
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of February, 1991, at the hour of 2:00 o'clock P.M., E.S.T.

Sandra E. Kennedy
City Clerk

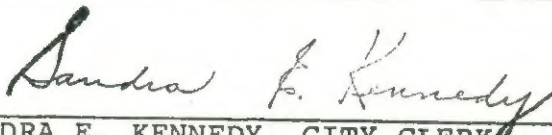
Approved and signed by me this 28th day of February, 1991, at the hour of 5:15 o'clock P.M., E.S.T.

Paul Helmke
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-91, passed by the Common Council on the 26th day of February, 19 91, and that said Ordinance was duly signed and approved by the Mayor on the 28th day of February, 19 91, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 28th day of February, 19 91.

SEAL


SANDRA E. KENNEDY, CITY CLERK

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE MILLSTONE ANNEXATION ORDINANCE
DEPARTMENT REQUESTING ORDINANCE COMMUNITY & ECONOMIC DEVELOPMENT
SYNOPSIS OF ORDINANCE APPROVES VOLUNTARY ANNEXATION OF MILLSTONE
AREA EFFECTIVE 12/31/96. REAL ESTATE IS CONTIGUOUS TO THE CITY
AND ALSO BORDERS WALLEN ROAD.

X-91-01-48

EFFECT OF PASSAGE ANNEXATION APPROVED

EFFECT OF NON-PASSAGE ANNEXATION DELAYED

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) FISCAL PLAN
TO BE AVAILABLE PRIOR TO PASSAGE

ASSIGNED TO COMMITTEE (PRESIDENT) _____

BILL NO. X-91-01-48

REPORT OF THE COMMITTEE ON ANNEXATION

DAVID C. LONG, CHAIRMAN
JANET G. BRADBURY, VICE CHAIRPERSON
HENRY, EDMONDS, REDD

WE, YOUR COMMITTEE ON ANNEXATION TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) annexing certain territory
commonly known as the Millstone Annexation Area to Fort Wayne and
including the same in Councilmanic District No. 3

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

David C. Long
Janet G. Bradbury
Henry Edmonds
Reed

DATED: 2-26-91

Sandra E. Kennedy
City Clerk

COPY

Allen County Recorder

Bill No. X- 91-01-48

ANNEXATION ORDINANCE NO. X- 01-91

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WHEREAS, a petition for voluntary annexation has been filed with the Common Council; and,

WHEREAS, said petition has been signed by the owners of fifty-one percent (51%) of the territory sought to be annexed and by the owners of seventy-five percent (75%) of the total assessed value of the territory for property tax purposes; and,

WHEREAS, said lane described in petition is located outside of but contiguous to the City of Fort Wayne; and,

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

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16 Wayne and is approved and adopted by the Common Council way of a
17 separate Resolution adopted contemporaneously wioth the passage
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21 Wayne, Indiana, as described in Division I, Section 2-9 of
22 Chapter 2 of the Municipal Code of the City of Fort Wayne,
23 Indiana of 1974, as amended.

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25 necessary approval by the Mayor, due legal puplication, and the
26 required sixty (60) day remonstrance period, this Ordinance
27 shall be in full force and effect. The above described
28 territory shall become part of the City of Fort Wayne on
29 December 31, 1996.

30
31
32
COUNCILMEMBER

Attest:

30 The above and foregoing is a true and
31 perfect copy of *Bill 20-X-91-01-48*
32 *Annexation Ordinance No. 1-01-91*
as the same appears and remains on
record in my office.

J. Timothy McCaulay
C. TIMOTHY McCAULAY, CITY ATTORNEY
Witness my hand and seal this *20th*
day of *May* 19*91*

Re: *Millstone Annexation (Ord. No. X-01-91)*

Dear :

Per I.C. 36-4-3-22, please find attached a copy of the above noted annexation which was approved by the City Council 2/26/91. The annexation was duly published 3/8/91 and 3/15/91.

PLEASE NOTE THAT THIS ANNEXATION DOES NOT BECOME EFFECTIVE UNTIL 12/31/96.

If you have any questions concerning this annexation, please contact Gary Stair at 427-1140.

Sincerely yours,

Sandra E. Kennedy
City Clerk

ENCL:

91 MAY 21 PM 1:37

ANNEXATION ORDINANCE NO. X- 01-91

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corner of Lot 121 in said Hearthstone plat; thence South 29 degrees 38 minutes 56 seconds East, a distance of 279.01 feet to the Northwest corner of Lot 113 in said Hearthstone plat; thence South 20 degrees 29 minutes 09 seconds West, a distance of 94.74 feet; thence South 9 degrees 09 minutes 32 seconds West, a distance of 94.74 feet; thence South 2 degrees 01 minutes 25 seconds East, a distance of 92.87 feet; thence South 6 degrees 45 minutes 32 seconds East, a distance of 186.19 feet; thence South 1 degree 17 minutes 30 seconds West, a distance of 273.94 feet to the Northeast corner of Lot 103 in said Hearthstone plat; thence North 88 degrees 42 minutes 30 seconds West, a distance of 130.00 feet; thence South 81 degrees 56 minutes 34 seconds West, a distance of 50.67 feet; thence North 88 degrees 42 minutes 30 seconds West, a distance of 150.00 feet; thence South 1 degree 17 minutes 30 seconds West, a distance of 226.32 feet; thence South 12 degrees 49 minutes 43 seconds West, a distance of 612.58 feet; thence South 0 degrees 27 minutes 20 seconds West, a distance of 173.44 feet to the Southwest corner of said Hearthstone plat, said corner being on the South line of the Northwest One-Quarter of said Section 11; thence North 89 degrees 32 minutes 40 seconds West, along said South line and along the South line of said Millstone Village plat, a distance of 1480.34 feet to the Southwest corner of the Northwest One-Quarter of said Section 11; thence continuing along said Millstone plat boundary, North 88 degrees 21 minutes 37 seconds West, a distance of 264.47 feet to the Southwest corner of said Millstone plat; thence along the West line of said Millstone plat and its Northerly extension, North 0 degrees 32 minutes 35 seconds East, a distance of 2315.95 feet; thence South 88 degrees 42 minutes 30 seconds East, a distance of 132.00 feet; thence North 0 degrees 32 minutes 35 seconds East to a point on the South right-of-way line of Wallen Road; thence Easterly along said right-of-way line to the point of beginning containing 117 acres, more or less.

The boundaries of said territory are those outlined in the location map designated " Millstone Annexation", two copies of which are on file in the office of the Clerk of the City of Fort Wayne and avialable for public inspection as required by law.

SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from the effective date of annexation, planned services of a non-capital nature, including police protection, fire protection, and street and road maintenance, in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density

1 to the said described territory. The City of Fort Wayne will
2 also provide services of a capital improvement nature, including
3 street construction, street lighting, sewer facilities, water
4 facilities and stormwater drainage facilities to the annexed
5 territory within three (3) years of the effective date of
6 annexation, in the same manner as such services are provided to
7 areas already in the City of Fort Wayne with similar topography,
8 patterns of land utilization and population density, and in a
9 manner consistent with federal, state and local laws, procedures
and planning criteria.

10 SECTION 3. That governmental and proprietary services
11 will be provided to the above described territory in a manner
12 consistent with the written Fiscal Plan for the territory
13 developed by the Division of Community and Economic Development.
14 Said Plan was examined by the Common Council of the City of Fort
15 Wayne and is approved and adopted by the Common Council way of a
16 seperate Resolution adopted contemporaneously wioth the passage
17 of this Ordinance.

18 SECTION 4. That said described territory shall be a
19 part of Councilmanic Political Ward No. 3 of the City of Fort
20 Wayne, Indiana, as described in Division I, Section 2-9 of
21 Chapter 2 of the Municipal Code of the City of Fort Wayne,
22 Indiana of 1974, as amended.

23 SECTION 5. That, after its passage, and any and all
24 necessary approval by the Mayor, due legal puplication, and the
25 required sixty (60) day remonstrance period, this Ordinance
26 shall be in full force and effect. The above described
27 territory shall become part of the City of Fort Wayne on
28 December 31, 1996.

29 
COUNCILMEMBER

30
31 APPROVED AS TO FORM AND LEGALITY

32 
J. TIMOTHY McCAULAY, CITY ATTORNEY

Attest:

The above and foregoing is a true and
perfect copy of Bul No. X-91-01-48
Annexation Ordinance No. X-01-51
as the same appears and remains on
record in my office.

Witness my hand and seal this 20th

day of May 1991

3


CLERK

F.W. COMMON COUNCIL
(Governmental Unit)

To: The Journal-Gazette
P.O. Box 100
Fort Wayne, IN
Dr.

Allen County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set) -- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

191 lines, 1 columns wide equals 191 equivalent lines

\$ 94.55

excess of two)

2.00

\$ 96.55

LEGAL NOTICE
Notice is hereby given that on the 26th day of February, 1991, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-91-01-48 Annexation Ordinance No. X-01-91 to-wit:
Bill No. X-91-01-48
ANNEXATION ORDINANCE NO. X-01-91
AN ORDINANCE annexing certain territory commonly known as the Millstone Annexation Area to Fort Wayne and including the same in Councilmanic District No. 3.
WHEREAS, a petition for voluntary annexation has been filed with the Common Council; and
WHEREAS, said petition has been signed by the owners of fifty-one percent (51%) of the territory sought to be annexed and by the owners of seventy-five percent (75%) of the total assessed value of the territory for property tax purposes; and,
WHEREAS, said land described in petition is located outside of but contiguous to the City of Fort Wayne; and

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

A parcel of land located in the Northwest One-Quarter of Section 11 and in the Northeast One-Quarter of Section 10 all in Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

: Beginning at the intersection of the West line of the Northwest One-Quarter of Section 11, Township 31 North, Range 12 East with the South right-of-way line of Wallen Road; thence Easterly along said South right-of-way line to the Northwest corner of Block "D" in Millstone Village, Section 1 (as recorded in Plat Cabinet B, Page 30, Allen County Recorder's Office); thence continuing Easterly along said South right-of-way line to the Northeast corner of Block "E" in said addition; thence South 0 degrees 36 minutes 06 seconds West, a distance of 334.60 feet along the Easterly line of said addition; thence South 89 degrees 59 minutes 52 seconds East, a distance of 227.00 feet along the Northerly line of said addition; thence North 0 degrees 36 minutes 06 seconds East, a distance of 43.76 feet along the boundary of said addition; thence South 89 degrees 59 minutes 52 seconds East, a distance of 239.92 feet to the Northwest corner of Lot 123 in the Secondary Plat of Hearthstone Village, Section 1 (as recorded in Plat Cabinet B, Page 19, Allen County Recorder's Office); thence along the Westerly and Northerly boundaries of said Hearthstone Village plat by the following 13 courses: South 0 degrees 00 minutes 00 seconds East, a distance of 344.14 feet to the Southwest corner of Lot 121 in said Hearthstone plat; thence South 29 degrees 38 minutes 56 seconds East, a distance of 279.01 feet to the Northwest corner of Lot 113 in said Hearthstone plat; thence South 20 degrees 29 minutes 09 seconds West, a distance of 94.74 feet; thence South 9 degrees 09 minutes 32 seconds West, a distance of 94.74 feet; thence South 2 degrees 01 minutes 25 seconds East, a distance of 92.87 feet; thence South 5 degrees 45 minutes 32 seconds East, a distance of 186.19 feet; thence South 1 degree 17 minutes 30 seconds West, a distance of 273.94 feet to the Northeast corner of Lot 103 in said Hearthstone plat; thence North 88 degrees 42 minutes 30 seconds West, a distance of 130.00 feet; thence South 81 degrees 56 minutes 34 seconds West, a distance of 50.67 feet; thence North 88 degrees 42 minutes 30 seconds West, a distance of 150.00 feet; thence South 1 degree 17 minutes 30 seconds West, a distance of 226.32 feet; thence South 12 degrees 49 minutes 43 seconds West, a distance of 612.58 feet; thence South 0 degrees 27 minutes 20 seconds West, a distance of 173.44 feet to the Southwest corner of said Hearthstone plat, said corner being on the South line of the Northwest One-Quarter of said Section 11; thence North 89 degrees 32 minutes 40 seconds West, along said South line and along the South line of said Millstone Village plat, a distance of 1400.34 feet to the Southwest corner of the Northwest One-Quarter of said Section 11; thence continuing along said Millstone plat boundary, North 88 degrees 21 minutes 37 seconds West, a distance of 264.47 feet to the Southwest corner of said Millstone plat; thence along the West line of said Millstone plat and its Northerly extension, North 0 degrees 32 minutes 35 seconds East, a distance of 15.95 feet; thence South 88 degrees 42 minutes 30 seconds East, a distance of 132.00 feet; thence North 88 degrees 32 minutes 35 seconds East to a point on the South right-of-way line of Wallen Road; thence Easterly along said right-of-way line to the point of beginning containing 117 acres, more or less.
The boundaries of said territory are those outlined in the location map designated "Millstone Annexation". Two copies of which are on file in the office of the Clerk of the City of Fort Wayne and available for public

SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from the effective date of annexation, planned services of a non-capital nature, including police protection, fire protection, and street and road maintenance, in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort Wayne will also provide services of a capital improvement nature, including street construction, street lighting, sewer facilities, water facilities and stormwater drainage facilities to the annexed territory within three (3) years of the effective date of annexation, in the same manner as such services are provided to areas already in the City of Fort Wayne with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state and local laws, procedures and planning criteria.

SECTION 3. That governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Division of Community and Economic Development. Said Plan was examined by the Common Council of the City of Fort Wayne and is approved and adopted by the Common Council way of a separate Resolution adopted contemporaneously with the passage of this Ordinance.

SECTION 4. That said described territory shall be a part of Councilmanic Political Ward No. 3 of the City of Fort Wayne, Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana of 1974, as amended.

SECTION 5. That, after its passage, and any and all necessary approval by the Mayor, due legal publication, and the required sixty (60) day remonstrance period, this Ordinance shall be in full force and effect. The above described territory shall become part of the City of Fort Wayne on December 31, 1996.

David Long
COUNCILMEMBER

Read the third time in full and on motion by Long, seconded by Redd, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: NINE
Bradbury, Burns, Edmonds, GraQuinta, Henry, Long, Redd, Schmidt, Talarico
NAYS: None
ABSTAINED: None
ABSENT: None
DATED: 2-26-91

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Annexation Ordinance No. X-01-91 on the 26th day of February, 1991.

ATTEST:
Sandra E. Kennedy
City Clerk

Samuel J. Talarico
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of February, 1991, at the hour of 2:00 o'clock P.M., E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 28th day of February, 1991, at the hour of 5:15 o'clock P.M., E.S.T.

Paul Heimke
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-91, passed by the Common Council on the 26th day of February, 1991, and that said Ordinance was duly signed and approved by the Mayor on the 28th day of February, 1991, and now remains on file and on record in my office.
WITNESS, my hand, and the official seal of the City of Fort Wayne, Indiana, this 28th day of February, 1991.

Sandra E. Kennedy, City Clerk

3--8-15

Subscribed and sworn to before me this 15th day of MARCH, 19 91

My commission expires:

March 3, 1994

1993,

that the amount
at no part of the

FIDAVIT

notary public in and for said county and state, the

who, being duly sworn, says that he/

The Journal-Gazette newspaper of general

d in the English language in the (city) (town) of

nd county aforesaid, and that the printed matter

, which was duly published in said paper for

f publication being as follows:

Notary Public Whitley County, IN
SHELLEY R. LARUE

FF.W. COMMON COUNCIL
(Governmental Unit)
Allen
County, Indiana

To: The News-Sentinel
P.O. Box 100
Fort Wayne, IN
Dr.

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set) -- number of equivalent lines

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Tail -- number of lines

Total number of lines in notice

LEGAL NOTICE
Notice is hereby given that on the 26th day of February, 1991, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-91-01-48 Annexation Ordinance No. X-01-91 to-wit:

Bill No. X-91-01-48
AN ORDINANCE annexing certain territory commonly known as the Millstone Annexation Area to Fort Wayne and including the same in Councilmanic District No. 3.

WHEREAS, a petition for voluntary annexation has been filed with the Common Council; and

WHEREAS, said petition has been signed by the owners of fifty-one percent (51%) of the territory sought to be annexed and by the owners of seventy-five percent (75%) of the total assessed value of the territory for property tax purposes; and

WHEREAS, said land described in petition is located outside of but contiguous to the City of Fort Wayne; and

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

A parcel of land located in the Northwest One-Quarter of Section 11 and in the Northeast One-Quarter of Section 10 all in Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Beginning at the intersection of the West line of the Northwest One-Quarter of Section 11, Township 31 North, Range 12 East with the South right-of-way line of Wallen Road; thence Easterly along said South right-of-way line to the Northwest corner of Block "D" in Millstone Village, Section 1 (as recorded in Plat Cabinet B, Page 30, Allen County Recorder's Office); thence continuing Easterly along said South right-of-way line to the Northeast corner of Block "E" in said addition; thence South 0 degrees 36 minutes 06 seconds West, a distance of 334.60 feet along the Easterly line of said addition; thence South 89 degrees 59 minutes 52 seconds East, a distance of 227.00 feet along the Northerly line of said addition; thence North 0 degrees 36 minutes 06 seconds East, a distance of 43.76 feet along the boundary of said addition; thence South 89 degrees 59 minutes 52 seconds East, a distance of 239.92 feet to the Northwest corner of Lot 123 in the Secondary Plat of Heartstone Village, Section 1 (as recorded in Plat Cabinet B, Page 19, Allen County Recorder's Office); thence along the Westerly and Northerly boundaries of said Heartstone Village plat by the following 13 courses; South 0 degrees 00 minutes 00 seconds East, a distance of 344.14 feet to the Southwest corner of Lot 121 in said Heartstone plat; thence South 29 degrees 38 minutes 56 seconds East, a distance of 279.01 feet to the Northwest corner of Lot 113 in said Heartstone plat; thence South 20 degrees 29 minutes 09 seconds West, a distance of 94.74 feet; thence South 9 degrees 09 minutes 32 seconds West, a distance of 94.74 feet; thence South 2 degrees 01 minutes 25 seconds East, a distance of 92.87 feet; thence South 6 degrees 45 minutes 32 seconds East, a distance of 186.19 feet; thence South 1 degree 17 minutes 30 seconds West, a distance of 273.94 feet to the Northeast corner of Lot 103 in said Heartstone plat; thence North 88 degrees 42 minutes 30 seconds West, a distance of 130.00 feet; thence South 81 degrees 56 minutes 34 seconds West, a distance of 50.67 feet; thence North 88 degrees 42 minutes 30 seconds West, a distance of 150.00 feet; thence South 1 degree 17 minutes 30 seconds West, a distance of 226.32 feet; thence South 12 degrees 49 minutes 43 seconds West, a distance of 612.58 feet; thence South 0 degrees 27 minutes 20 seconds West, a distance of 173.44 feet to the Southwest corner of said Heartstone plat, said corner being on the South line of the Northwest One-Quarter of said Section 11; thence North 89 degrees 32 minutes 40 seconds West, along said South line and along the South line of said Millstone Village plat, a distance of 1480.34 feet to the Southwest corner of the Northwest One-Quarter of said Section 11; thence continuing along said Millstone plat boundary, North 88 degrees 21 minutes 37 seconds West, a distance of 264.47 feet to the Southwest corner of said Millstone plat; thence along the West line of said Millstone plat and its Northerly extension, North 0 degrees 32 minutes 35 seconds East, a distance of 2315.95 feet; thence South 88 degrees 42 minutes 30 seconds East, a distance of 132.00 feet; thence North 0 degrees 32 minutes 35 seconds East to a point on the South right-of-way line of Wallen Road; thence Easterly along said right-of-way line to the point of beginning containing 1.17 acres, more or less.

The boundaries of said territory are those outlined in the location map designated "Millstone Annexation", two copies of which are on file in the office of the Clerk of the City of Fort Wayne and available for public inspection as required by law.

SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from the effective date of annexation, planned services of a non-capital nature, including police protection, fire protection, and street and road maintenance, in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort Wayne will also provide services of a capital improvement nature, including street construc-

tion, street lighting, sewer facilities, water facilities and stormwater drainage facilities to the annexed territory within three (3) years of the effective date of annexation, in the same manner as such services are provided to areas already in the City of Fort Wayne with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state and local laws, procedures and planning criteria.

SECTION 3. That governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Division of Community and Economic Development. Said Plan was examined by the Common Council of the City of Fort Wayne and is approved and adopted by the Common Council way of a separate Resolution adopted contemporaneously with the passage of this Ordinance.

SECTION 4. That said described territory shall be a part of Councilmanic Political Ward No. 3 of the City of Fort Wayne, Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana of 1974, as amended.

SECTION 5. That, after its passage, and any and all necessary approval by the Mayor, due legal publication, and the required sixty (60) day remonstrance period, this Ordinance shall be in full force and effect. The above described territory shall become part of the City of Fort Wayne on December 31, 1996.

David Long
COUNCILMEMBER
Read the third time in full and on motion by Long, seconded by Redd, and duly adopted, placed on its passage. PASSED by the following vote:
AYES: NINE
Bradbury, Burns, Edmonds, GiaQuinta, Henry, Long, Redd, Schmidt, Talarico
NAYS: None
ABSTAINED: None
ABSENT: None
DATED: 2-26-91

Sandra E. Kennedy
City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Annexation Ordinance No. X-01-91 on the 26th day of February, 1991.

ATTEST:
Sandra E. Kennedy
City Clerk

Samuel J. Talarico
Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of February, 1991, at the hour of 2:00 o'clock P.M., E.S.T.

Sandra E. Kennedy
City Clerk
Approved and signed by me this 28th day of February, 1991, at the hour of 5:15 o'clock P.M., E.S.T.

Paul Helmke
Mayor
I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-91, passed by the Common Council on the 26th day of February, 1991, and that said Ordinance was duly signed and approved by the Mayor on the 28th day of February, 1991, and now remains on file and on record in my office.

WITNESS, my hand, and the official seal of the City of Fort Wayne, Indiana, this 28th day of February, 1991.

3-R-15
Sandra E. Kennedy, City Clerk

Personally appeared before me, a notary public in and for said county and state, the undersigned PATTY JAMES who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for TWO time (s) , the dates of publication being as follows:
3-8, 15/91

Subscribed and sworn to before me this 15th day of MARCH, 19 91

My commission expires: March 3, 1994

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Clerk

IDA VIT

Notary Public Whitley County, IN
SHELLEY R. LARUE

F.W. COMMON COUNCIL
(Governmental Unit)

Allen County, Indiana

To: The Journal-Gazette Dr.
P.O. Box 100
Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

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Total number of lines in notice

COMPUTATION OF CHARGES

191 lines, 1 columns wide equals 191 equivalent lines
at .495 cents per line \$ 94.55

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two) 2.00

TOTAL AMOUNT OF CLAIM \$ 96.55

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 2
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: MARCH 15, 19 91 Title: Patty James Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned PATTY JAMES who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for TWO time (s) , the dates of publication being as follows:
3-8, 15/91

Subscribed and sworn to before me this 15th day of MARCH, 19 91

SHELLEY R. LARUE
Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994

Indiana are hereby changed accordingly.
5. SECTION 1. That the area described as follows is hereby designated an B-1-B (Light Business) District under the terms of Chapter 33 of the Code of the City of Fort Wayne, Indiana of 1974.
Lots 10 through 16 of Washington Center Place add. Sec. A, and the following described parcel, starting at the NW corner of the NW 1/4 of Sec. 24, T 31 N, R 12 E, thence S along the W line of said 1/4 section 140' more or less to a point of intersection with the N boundary line, extended, of Northcrest Add. Sec. 2 rejected W and being the point of beginning, thence E along said N boundary line, extended, 290' more or less to the NW corner of Lot 175 of said subdivision; thence N parallel with the W line of said 1/4 section 180' to the south line of Lot 18 of Washington Center Place add. Sec. A; thence W parallel with the south line of said lot 290' more or less to the W line of said 1/4 section; thence south along the W line of said 1/4 section 80' to the point of beginning, containing approximately 5.17 acres, and subject to all rights-of-way, and the symbols of the City of Fort Wayne Zoning Map No. N-34, as established by Section 11 of Chapter 3 of the Code of the City of Fort Wayne, Indiana are hereby changed accordingly.
All interested persons are invited to attend.
FORT WAYNE CITY PLAN COMMISSION
Robert Hutner, Secretary

3--8
NOTICE OF PUBLIC HEARING
You are hereby notified that the Fort Wayne City Plan Commission will conduct a public hearing on Monday, March 18, 1991 at 7:00 P.M. in Room #126, City-County Building, One Main Street, Fort Wayne, Indiana on the following proposed zoning map amendment and primary development plan, more particularly described as follows:
SECTION 1. That the area described as follows is hereby designated an B-1-B (Light Business) District under the terms of Chapter 33 of the Code of the City of Fort Wayne, Indiana of 1974.
Lots 10 through 16 of Washington Center Place add. Sec. A, and the following described parcel, starting at the NW corner of the NW 1/4 of Sec. 24, T 31 N, R 12 E, thence S along the W line of said 1/4 section 140' more or less to a point of intersection with the N boundary line, extended, of Northcrest Add. Sec. 2 rejected W and being the point of beginning, thence E along said N boundary line, extended, 290' more or less to the NW corner of Lot 175 of said subdivision; thence N parallel with the W line of said 1/4 section 180' to the south line of Lot 18 of Washington Center Place add. Sec. A; thence W parallel with the south line of said lot 290' more or less to the W line of said 1/4 section; thence south along the W line of said 1/4 section 80' to the point of beginning, containing approximately 5.17 acres, and subject to all rights-of-way, and the symbols of the City of Fort Wayne Zoning Map No. N-34, as established by Section 11 of Chapter 3 of the Code of the City of Fort Wayne, Indiana are hereby changed accordingly.
All interested persons are invited to attend.
FORT WAYNE CITY PLAN COMMISSION
Robert Hutner, Secretary

SECTION 2. That the area described as follows is hereby designated an B-1-B (Light Business) District under the terms of Chapter 33 of the Code of the City of Fort Wayne, Indiana of 1974.
Lots 10 through 16 of Washington Center Place add. Sec. A, and the following described parcel, starting at the NW corner of the NW 1/4 of Sec. 24, T 31 N, R 12 E, thence S along the W line of said 1/4 section 140' more or less to a point of intersection with the N boundary line, extended, of Northcrest Add. Sec. 2 rejected W and being the point of beginning, thence E along said N boundary line, extended, 290' more or less to the NW corner of Lot 175 of said subdivision; thence N parallel with the W line of said 1/4 section 180' to the south line of Lot 18 of Washington Center Place add. Sec. A; thence W parallel with the south line of said lot 290' more or less to the W line of said 1/4 section; thence south along the W line of said 1/4 section 80' to the point of beginning, containing approximately 5.17 acres, and subject to all rights-of-way, and the symbols of the City of Fort Wayne Zoning Map No. N-34, as established by Section 11 of Chapter 3 of the Code of the City of Fort Wayne, Indiana are hereby changed accordingly.
All interested persons are invited to attend.
FORT WAYNE CITY PLAN COMMISSION
Robert Hutner, Secretary

FF.W. COMMON COUNCIL
(Governmental Unit)
Allen
County, Indiana

To: The News-Sentinel Dr.
P.O. Box 100
Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

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191 lines, 1 columns wide equals 191 equivalent lines
at .495 cents per line \$ 94.55
Additional charge for notices containing rule or tabular work (50 percent of above amount)
Charge for extra proofs of publication (\$1.00 for each proof in excess of two) 2.00
TOTAL AMOUNT OF CLAIM \$ 96.55

DATA FOR COMPUTING COST

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Pursuant to the provisions and penalties of Chapter 155, Acts 1953,
I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.
Date: MARCH 15, 19 91 Title: Clerk

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PUBLISHER'S AFFIDAVIT

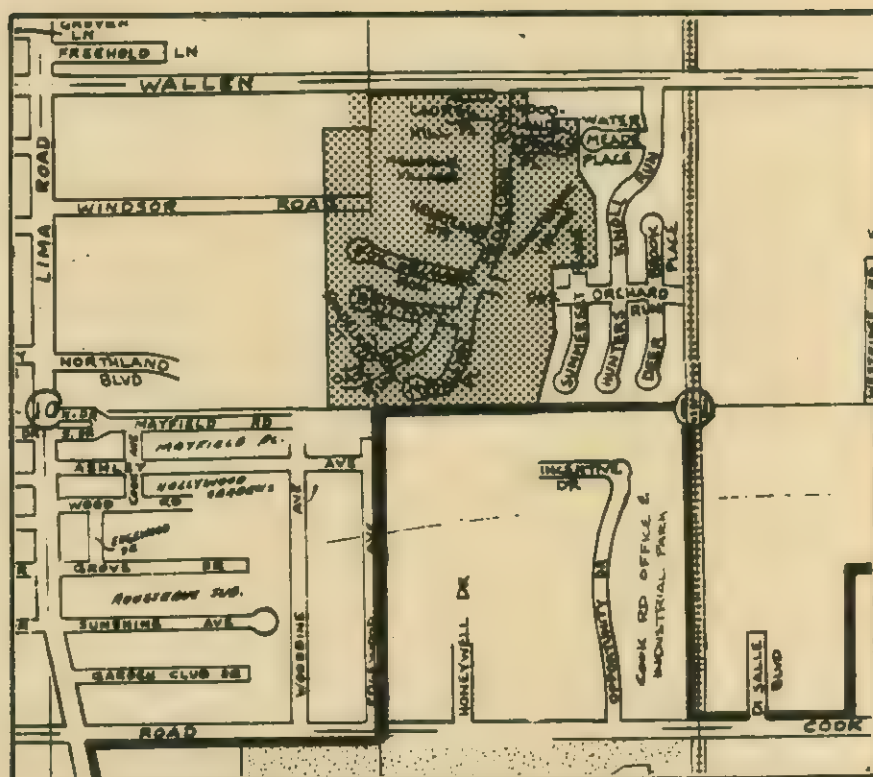
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Personally appeared before me, a notary public in and for said county and state, the undersigned PATTY JAMES who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for TWO time (s), the dates of publication being as follows:
3-8, 15/91
Subscribed and sworn to before me this 15th day of MARCH, 19 91
Notary Public Whitley County, IN
SHELLEY R. LARUE
My commission expires: March 3, 1994

ANNEXATION FISCAL PLAN

CITY OF FORT WAYNE
PAUL HELMKE, MAYOR

January 1991

Millstone
Annexation



ADMINISTRATION AND POLICY DIRECTION

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Mayor
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INTRODUCTION

On January 8, 1991 the Division of Community and Economic Development received a petition from North Eastern Construction Co., Inc. for the annexation of approximately 117 acres of land north of Northrop Industrial Park and Cook Road Office & Industrial Park. A single-family residential development, containing 333 lots, has been proposed for the area and is expected to be completely constructed prior to the effective date of annexation. As a result, this fiscal plan has been prepared with the assumption that the area will be fully developed.

The Millstone Annexation satisfies the criteria of the Indiana State Statutes. This plan describes the area to be annexed; sets forth a plan to provide municipal services; and summarizes the financial impact of annexation upon the City.

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SECTION ONE

BASIC DATA

A. LOCATION

The area being petitioned for voluntary annexation is bounded on the south by the existing Fort Wayne city limits, on the west by a north-south line parallel to and 264+/- feet west of the east line of the Northwest 1/4 of Section 10 in Washington Township, on the north by Wallen Road and on the east by the Hearthstone Section I Subdivision (See Figure 1).

B. SIZE

The Millstone Annexation contains approximately 117 acres.

C. POPULATION

The population of the annexation area is 0. There are presently 26 homes under construction. It is anticipated that 333 single-family dwellings will be constructed in the area by the effective date of annexation. Using Block statistics from the 1980 Census of Population and Housing, it is projected that the annexation area will have a population of 815 persons and a density of 6.9 persons per acre.

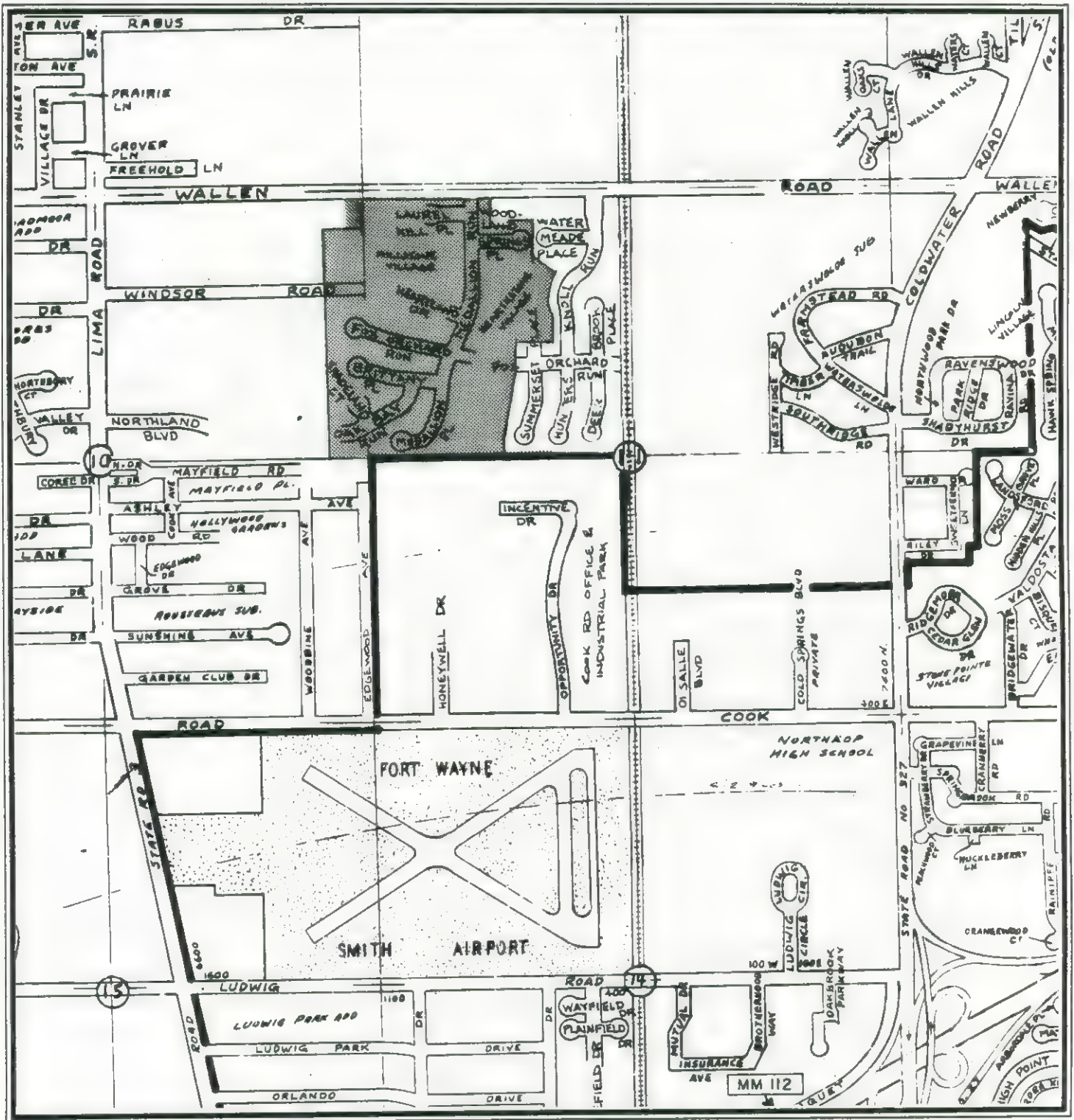
D. BUILDINGS

Single Family Residential

26 structures
(these range in construction stage from slab-only, to a completed home).

FIGURE 1

MILLSTONE ANNEXATION



Location

E. PATTERNS OF LAND USE

	<u>Acres</u>	<u>Percent</u>
Platted Residential	51.2	43.8%
Unplatted Residential	56.8	48.5%
Right-of-way	9.0	7.7%
	<hr/>	<hr/>
TOTAL	117.0	100.0%

F. ZONING

The Millstone Annexation area currently contains only one zoning classification (see Figure 2). Upon annexation, this area will be under jurisdiction of the City Plan Commission and the zoning classification will be as follows:

<u>County Zoning Classification</u>	<u>City Zoning Classification</u>
RSP-3 Medium Density Planned Residential	R-3 Multiple Family Residential

G. TOPOGRAPHY

The Millstone Annexation area contains Morley and Clay type soils. It has been determined by using U.S. Geological Survey Maps that the area has a low relief and that the general slope of the area ranges from nearly level (0 to 2 percent slope) to gently sloping (2 to 6 percent slope).

H. ASSESSMENT

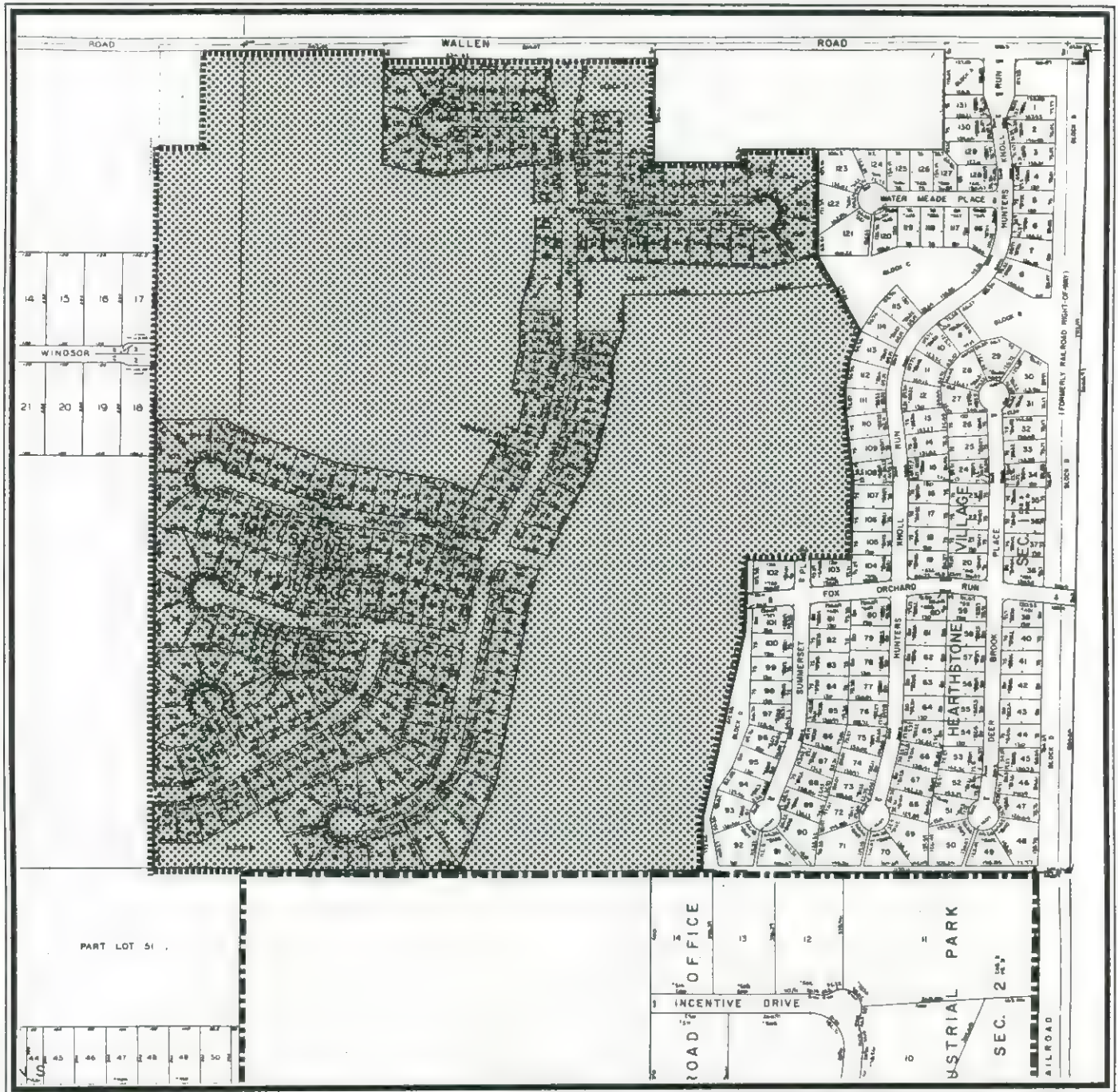
Current: \$26,950 (Based on the Washington Township assessment records as of December, 1990)

Projected After Annexation: \$6,694,965

I. TAX RATE (1989 PAYABLE 1990)

Existing:	\$ 4.8059
After Annexation:	\$ 7.3395
Increase:	\$ 2.5336 (52.7 percent increase)

FIGURE 2 MILLSTONE ANNEXATION



Zoning



RSP-3

Medium Density
Planned Residential

J. COUNCIL DISTRICT

The annexation area will be in City Council District 3.

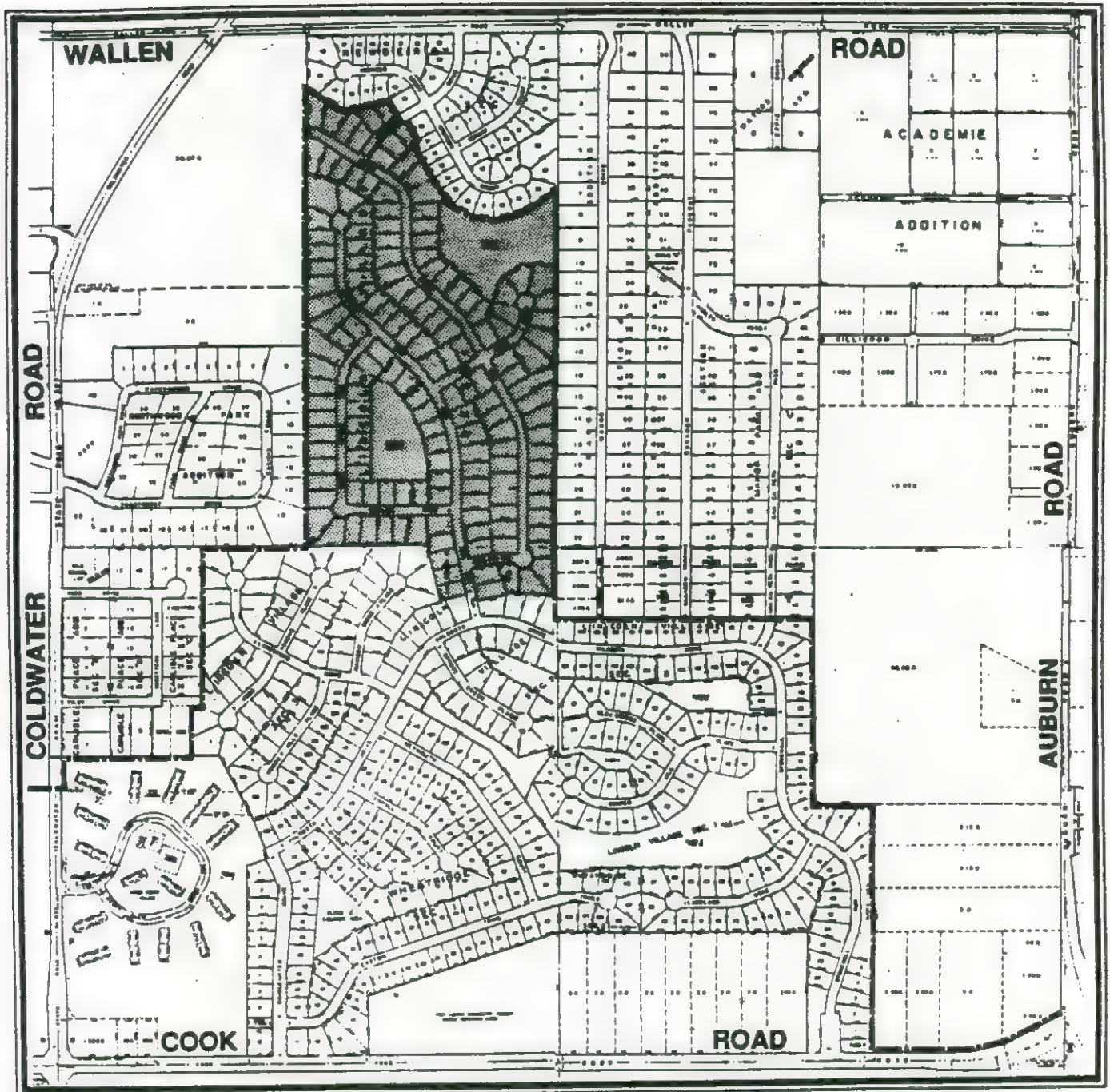
K. SELECTED AREAS WITHIN CORPORATE BOUNDARIES WITH SIMILAR TOPOGRAPHY, PATTERNS OF LAND USE, AND POPULATION DENSITY

As the City of Fort Wayne has uniform service standards throughout its corporate boundaries, all areas of similar topography, patterns of land use, and population density receive the same level of service. A representative area within the City comparable in topography, patterns of land use, and population density to the Millstone Annexation area is the Lincoln Village IV area (See Figure 3). Below is a comparison of the two areas.

	<u>Millstone Annexation Area</u>	<u>Lincoln Village IV</u>
Topography	Low relief, flat to gently sloping, morley & clay soil	Low relief, flat to gently sloping, morley & clay soil
Patterns of Land Use	Proposed single-family development	Single-family development
Population Density	Projected to be 6.9 persons per acre (using U.S. Census Information)	6 persons per acre

No areas within the City with similar topography, patterns of land use, and population density as the Millstone Annexation area are receiving services higher in standard or greater in scope than those services promised the Millstone Annexation area.

FIGURE 3



Comparable Area
(LINCOLN VILLAGE)



SECTION TWO

THE COMPREHENSIVE ANNEXATION PROGRAM

The annexation of the Millstone area is part of a larger, comprehensive annexation program that was promulgated in a report prepared by the Department of Community Development and Planning in 1975 and which was subsequently updated in 1976. The Annexation Policy and Program Study was the culmination of a year and a half of extensive study and is used as a policy guide for the City's annexation program. The report recommends that "all urban land contiguous to the City Limits should become part of the City" as should "all non-urban land required to complement the annexation of urban land and provide the ability to control and manage urban growth". Because the Millstone area met this criteria in 1975-76, the report identified it as part of a larger area, WASH-1, which was recommended for annexation.

SECTION THREE

STATE LAW REQUIREMENTS

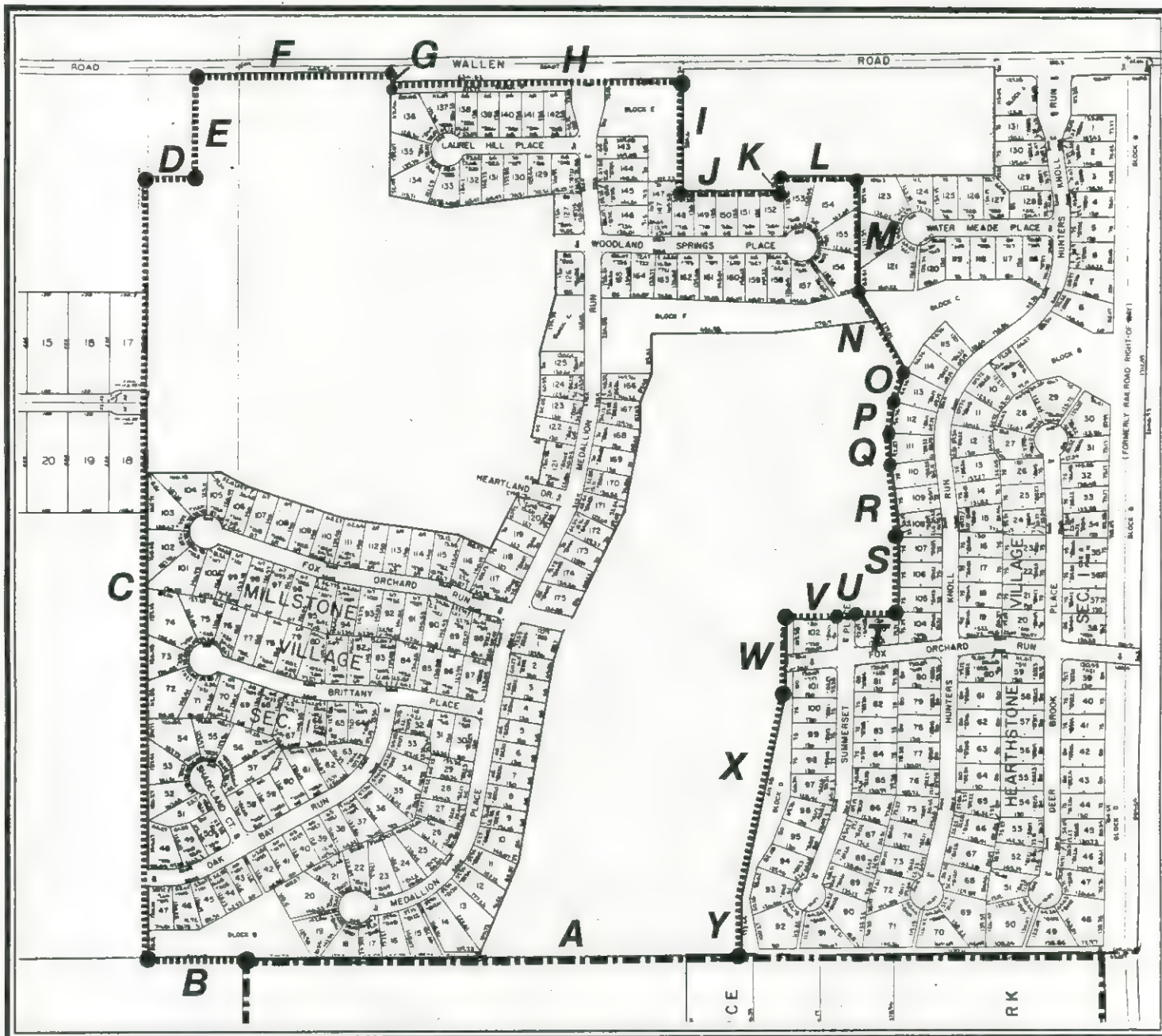
State law stipulates that if an area is one-eighth contiguous to the City, it can be annexed voluntarily if 51% of the property owners in the territory sought to be annexed, or owners of 75% of the total assessed value of the land petition for an ordinance annexing the area.

The area meets the contiguity requirements in that it is over one-eighth (12.5%) contiguous to the City of Fort Wayne, being 15.5% contiguous to city boundaries (See Figure 4). The area also meets the second requirement, as 92% of the property owners in the area have petitioned for annexation.

Therefore, the Millstone Annexation complies with the relevant state law requirements.

FIGURE 4

MILLSTONE ANNEXATION



Contiguity

CONTIGUOUS

A	1480.34'	B	264.47'
		C	2315.95'
		D	132.00'
		E	310.00'
		F	574.02'
		G	30.00'
		H	864.07'
		I	334.60'

NON-CONTIGUOUS

J	277.00'	R	186.19'
K	43.76'	S	273.94'
L	239.92'	T	130.00'
M	344.14'	U	50.67'
N	279.01'	V	150.00'
O	94.74'	W	226.32'
P	94.74'	X	612.58'
Q	92.87'	Y	173.44'

1480.34' (15.5%)

8094.43' (84.5%)

SECTION FOUR

MUNICIPAL SERVICES

This section of the Fiscal Plan forecasts the costs and methods of financing services for the Millstone Annexation area. The Plan also describes how and when the City plans to extend non-capital and capital improvements. As will be seen, the explanations of the above provisions satisfy the requirements of Indiana state law.

Presently, the Millstone Annexation area is being developed. It is anticipated that when this annexation becomes effective the area will be 100 percent developed. The financial analysis in this section is based upon this assumption.

As required by state law, the annexation area will receive planned services of a non-capital nature in a manner equivalent in standard and scope to those non-capital services provided to areas within the corporate boundaries that have similar topography, patterns of land use, and population density. In addition, the annexation area will receive services of a capital improvement nature in the same manner as those services provided to areas within the corporate boundaries that have similar topography, patterns of land use, and population density.

The City of Fort Wayne has adopted uniform service standards within its corporate limits to guarantee that the annexation area will receive non-capital and capital services in a manner equivalent in standard and scope to all other areas of the City with similar topography, patterns of land use, and population density. To illustrate this comparison, the Lincoln Village IV area has been selected as a representative area within the corporate boundaries to the annexation area. All services described in subsequent subsections of the Municipal Service Section, as they pertain to the Millstone Annexation, are also applicable to the Lincoln Village IV area.

A. POLICE

The services provided by the Fort Wayne Police Department include the prevention of crime, the detection and apprehension of criminal offenders, assistance for those who cannot care for themselves or who are in danger of physical harm, resolution of day-to-day conflicts among family, friends, and neighbors, and the creation and maintenance of a feeling of security in the community. The Police Department is involved in legal work, such as participation in court proceedings and protection of constitutional rights. It is also responsible for the control of traffic and the promotion and preservation of civil order.

District 1 will be expanded to cover the Millstone Annexation Area. The Police Department keeps a record of the percentage of personnel and equipment necessary for the City's annexation program, and has determined that additional personnel are not required for this particular annexation. Police District 1 statistics were used to project service needs and costs because this district is adjacent to the Millstone Annexation area, and has similar demographic characteristics, as well as having comparable types of calls for police service.

Costs for service are based upon the estimated number of calls per year. This figure is then multiplied by the estimated average time per call, .75 hours, giving the total annual service time. Direct personnel costs are derived by multiplying the total annual service time by the average hourly rate of \$11.64 and then by the average number of police officers on duty at any one time in Police District 1. Non-personnel costs including capital costs and operating costs for police vehicles have also been included in the total costs to provide services, which have been calculated to be 3 percent of the total direct personnel costs.

It has been estimated that there will be 52 calls for service per year in the Millstone Area. Personnel costs to respond to the 52 calls for service using the above mentioned methodology are \$454 per year. Non-personnel costs are estimated to be \$14 annually. Adding the above costs together, the total annual cost to answer calls for service in the Millstone area for one year is \$468.

CAPITAL COST: \$ 0
ESTIMATED ANNUAL COST: \$ 468

B. FIRE DEPARTMENT

The Fort Wayne Fire Department will be responsible for providing all fire protection services to the Millstone Annexation Area immediately upon annexation. These services include, but are not limited to, full fire suppression activities, fire prevention activities, emergency medical support response on life hazards, general hydrant maintenance, emergency hazardous materials response, public education and public relations services, and fire investigation services. Primary response will come from a new or relocated north side fire station that will be located north of Washington Center Rd. and be on line at the time this annexation becomes effective on December 31, 1996. The proposed equipment at the station will be one (1) class A pumper, District Chief car and possibly a med car and ladder truck.

Due to the fact that another fire station will be constructed or relocated north of Washington Center Road prior to the effective date of annexation, a new fire station nor additional personnel or equipment will be required for the Millstone annexation. Costs for providing service to the area were derived by multiplying a cost per call figure of \$940 by the number of estimated runs to the area in one year. The Fort Wayne Fire Department has estimated that there will be approximately 10 to 15 calls annually. Based on 15 calls, the total cost would be calculated at \$14,100 per year.

CAPITAL COST: \$0

ESTIMATED ANNUAL COST: \$14,100

C. EMERGENCY MEDICAL SERVICE

Presently, the Three Rivers Ambulance Authority is the only provider of ambulance service to City residents. Millstone Annexation Area residents will receive full advanced life support ambulance service immediately upon annexation.

A number of ambulances are stationed throughout the City 24 hours a day. Upon receiving a request for service from the annexation area, the ambulance closest to the area will be dispatched. In addition, for some emergencies, such as heart attacks, the Fort Wayne Fire Department will provide extra assistance. Primary assistance will come from the previously described north side fire station. The Fire Department trains a number of its personnel so that each fire station has an emergency medical technician on duty at all times.

The method of financing Emergency Medical Services is based on user fees. The charges for ambulance service are shown below:

1. \$120 plus \$5 per loaded mile for non-emergency transfer scheduled 24 hours in advance.
2. \$170 plus \$5 per loaded mile for non-scheduled, non-emergency transfers.
3. \$380 plus \$7.50 per loaded mile for emergencies for all City and non-City residents.

This method of financing permits service to be extended to the annexation area with its existing budget, while no additional manpower or equipment will be needed to service the annexation area.

CAPITAL COST: \$0

ESTIMATED ANNUAL COST: \$0

D. Solid Waste Disposal

Upon annexation, Fort Wayne will provide garbage collection to the Millstone Annexation Area immediately after the effective date of the annexation. The City currently contracts with Waste Management of Fort Wayne to supply this service.

According to the contract agreement, the City is charged \$42.85 per ton for solid waste pick-up. This cost amounts to approximately \$55.20 per household, per year, for this service. The Millstone annexation area, when fully developed, will contain approximately 333 residential structures, assuming each lot will have a home constructed on it. Therefore, the annexation of this area will cost \$18,382 per year for solid waste pick-up. Solid waste collection will be financed by the City's Garbage Disposal Fund which comes from the General Fund.

CAPITAL COST: \$ 0

ESTIMATED ANNUAL OPERATING COST: \$18,382

E. Traffic Control

The City's Traffic Engineering Department will assume responsibility for traffic control in the annexation area immediately after the effective date of annexation. Some of the services that can be provided by the department are surveys and investigations of traffic conditions and problems. Finally, the department provides installation and maintenance of traffic control devices such as traffic lights and control signs.

The following information, shown on the next page, details the number and types of additional signs needed in the Millstone annexation area and the cost incurred by the Traffic Engineering Department for their installation.

The Traffic Engineering Department will not require additional personnel to perform its services in the Millstone Annexation area. Capital and labor costs will be \$628 for the installation of street signs and stop signs in the area.

STREET SIGNAGE COSTS

<u>Type</u>	<u>Size</u>	<u>No. Required</u>	<u>Cost/Unit</u>	<u>Total Cost</u>
Street Name	30" x 6"	7	\$49.90	\$ 349.30
STOP	30" x 30"	1	\$31.70	\$ 31.70
<u>Posts</u>				
12' 2 lb.		7	\$11.80	\$ 82.60
12' 3 lb.		1	\$16.45	\$ 16.45
<u>Labor</u>				\$ 147.60
TOTAL LABOR AND MATERIAL (for signage)				\$ 627.65

Funding sources for these services will come from Real Estate Taxes and Motor Vehicle Highway (MVH) Funds.

CAPITAL COST: \$628

ESTIMATED ANNUAL COST: \$ 0

F. STREETS AND ROADS

The incorporation of the annexation area will add 3.41 miles of residential streets to the City street system when fully developed. Of this total, all 3.41 miles of the residential streets will be in good condition. The Fort Wayne Street Department will be responsible for the general maintenance of all the streets in the annexation area immediately upon annexation. General maintenance includes snow and ice removal, and surface maintenance. The Street Engineering Department will provide engineering services and construction supervision for all streets, alleys and sidewalks that will be constructed within the annexation area. The provision of these services to the annexation area will not require any additional personnel or equipment, and will be similar to those services already provided to the rest of the City.

The average cost of general street maintenance is \$5,912 per mile of street per year, so the annexation will cost the City approximately \$20,160 per year in street maintenance cost. The source of funding for street maintenance is the Street Department's budget which is composed of funds from the Motor Vehicle Highway (MVH) Program. The Street Engineering Department funds come from the Motor Vehicle Highway, Federal Aid Urban (FAU) and Local Arterial Roads and Streets (LARS) Programs.

Besides the maintenance service just discussed, the Street Department will improve streets upon receipt of a petition from the property owners. Arterial and often collector streets can be improved with funding from accounts such as FAU and LARS. The cost to improve other residential streets will be split between the property owners petitioning for the improvements and the City. The City's share will come from Motor Vehicle Highway funds. All petitions from the annexation area will be treated equally with other petitions in the City and honored according to the same criteria such as filing date and amount of money available in any particular year. If annexed, the residents will be able to use Barrett Bonding as a capital source to finance their share of the street project.

CAPITAL COSTS:	\$0
ESTIMATED ANNUAL COST:	\$20,160

G. PARKS AND RECREATION

Future residents of the annexation area will have access to city park facilities such as swimming pools, baseball diamonds, picnic facilities, golf courses, indoor and outdoor skating facilities, etc. No new park facilities will need to be developed for the Millstone Annexation area. Residents will be in close proximity to Shoaff Park, a 169 acre community park.

CAPITAL COST:	\$0
ESTIMATED ANNUAL COST:	\$0

H. WATER

As of the deferred effective date of annexation, December 31, 1996, the Fort Wayne Water Utility will have provided water to the area. The developer will pay for the installation; therefore there will be no cost to the City.

CAPITAL COST: \$0

ESTIMATED ANNUAL COST: \$0

I. FIRE HYDRANTS

Prior to annexation, the developer will at his expense, install the required number of fire hydrants. The City of Fort Wayne pays the Fort Wayne Water Utility \$221.26 annually for each fire hydrant located within the City. There will be 14 fire hydrants in the annexation area by the time this subdivision comes into the City. The City will pay the water utility \$3,098 per year, with funding supplied from the General Fund.

CAPITAL COST: \$ 0

ESTIMATED ANNUAL COST: \$3,098

J. SANITARY SEWERS

The Fort Wayne Department of Water Pollution Control (WPC) has the capability of extending service into the area. The total cost of construction will be the responsibility of the developer.

CAPITAL COST: \$0

ESTIMATED ANNUAL COST: \$0

K. STORM SEWERS

Upon annexation the Department of Water Pollution Control will not consider capital improvements for storm sewers unless petitioned by the property owners of the annexation area. It is the City's policy that the financing of storm sewers be the responsibility of property owners.

ESTIMATED ANNUAL COST: \$0

L. STREET LIGHTING

The developer of the Millstone Subdivision has stated that he is planning to install "City Standard Ornamental Light Poles and Fixtures" in the subdivision. The lighting will be installed at the intersections, at cul-de-sacs, and mid-block along the streets. Immediately upon the effective date of annexation, the City will take responsibility for the maintenance and energy cost for the 42 lights (proposed to be constructed) in the area.

City Street Lighting will pay for the energy costs of approximately \$8.75 per light per year and the maintenance costs on the existing lights of \$30.00 per year. Based on the proposed 42 street lights the annual cost will be \$1,628 per year.

CAPITAL COST: \$0

ESTIMATED ANNUAL COST: \$1,628

M. LIABILITY FOR TOWNSHIP DEBT

State law (36-4-3-10) mandates the apportionment of debt from the township upon annexation. Using the 1989 payable 1990 Washington Township fire debt tax rate of \$.0460, it is estimated that the City will incur an annual liability for the Township's bonded indebtedness of approximately \$1,133.

The liability will be listed as an annual capital expenditure in the Financial Summary and Recommendation of this fiscal plan beginning in 1997.

CAPITAL COST: \$1,133 (Annually until debt retired)

ESTIMATED ANNUAL COST: \$ 0

N. ANIMAL CONTROL

The Millstone Annexation area is located within the north district of the Fort Wayne Animal Control Department. Currently, the north district is not yet at capacity. Therefore, costs would be negligible to provide this service to the area,

CAPITAL COST: \$0

ESTIMATED ANNUAL COST: \$0

O. ADMINISTRATIVE SERVICES

All administrative functions of the City will be available to the Millstone Annexation Area immediately upon the date of annexation. These services include, but are not limited to, the Law Department, the City Plan Commission, the Mayor's Office, the Board of Works, the Metropolitan Human Relations Department, the City Clerk's Office, the Citizen's Advocate Office, etc. General administration includes all of the regulatory and program functions of the various City departments. When the area is annexed, City departments will be notified and will expand their jurisdictional areas accordingly.

CAPITAL COST: \$0

ESTIMATED ANNUAL COST: \$0

SECTION FIVE

PLAN FOR HIRING GOVERNMENTAL EMPLOYEES DISPLACED BY ANNEXATION

It is not anticipated that, due to the annexation of the Millstone area, any governmental employees will be eliminated from other governmental agencies. However, if any governmental employee is displaced as a result of this annexation and makes application with the City of Fort Wayne for employment within thirty days after displacement, such employee will be treated as if the employee were a City employee on "lay-off" status for purposes of hiring for any vacant position similar to the government position from which the individual was displaced.

SECTION SIX

FINANCIAL SUMMARY AND RECOMMENDATION

The purpose of this section is to report the revenues and expenditures from the proposed Millstone Annexation. This section will also provide a five-year summary of the expenditures compared with the revenues.

A. REVENUES

Property taxes are the main source of revenue to be received from the Millstone Annexation area. Property taxes are computed from the gross amount of assessed valuation in the area and can be obtained from the Office of the Washington Township Assessor. The formula for computing tax revenue is shown in the following table:

TABLE 1
TAX REVENUE FORMULA

$$\frac{V-E}{100} (T) = TR$$

WHERE: V = Assessed Valuation
 E = Home Mortgage Exemption
 T = Tax Rate Difference
 TR = Tax Return

The Millstone Annexation area is presently undeveloped, but by the effective date of annexation, the subdivision should be totally developed. The average assessment of a home in Lincoln Village IV was used to project the total assessment in the Millstone Annexation area. This average assessment which calculated to be \$20,105 was used because the houses within Lincoln Village IV are of similar size and construction to those homes that are proposed to be constructed in the Millstone Subdivision. With 333 dwellings proposed to be developed within the Millstone Annexation area, the area's total assessment would be calculated to be \$6,694,965. The home mortgage exemption is deducted from this total. Assuming that each one of the 333 residential structures is eligible for a home mortgage exemption of \$1,000, the total taxable assessed valuation of the annexation area becomes \$6,361,965 in 1990. Property tax revenue for 1990 can then be determined by applying the Fort Wayne/Washington Township municipal tax rate to this figure giving a total property tax revenue of \$206,974 (Table 2 details the components of this Tax Rate). Using a three percent annual rate of inflation the property tax revenue for 1998, the first year taxes would be due after annexation, would be \$262,188. (A portion of this revenue would be supplied from the State Property Tax Relief Fund).

This annexation will also enable the City to receive additional money from the Motor Vehicle Highway (MVH) and from the Local Arterial Roads and Streets (LARS) Funds. These funds are allocated based on street miles. In 1989, the City received \$5,070 per street mile from the Motor Vehicle Highway (MVH) Fund and \$2,433 from the Local Arterial Roads and Streets (LARS) Fund. The annexation area will add 3.41 miles to the City's street system. Therefore, the City will receive an additional \$17,289 from Motor Vehicle Highway (MVH) and an additional \$8,297 from Local Arterial Roads and Streets (LARS) because of the Millstone Annexation. These funds will be received annually beginning one year after the effective date of annexation.

TABLE 2
TAXING DISTRICT RATE

Corporation General	\$1.6607
Corporation Debt Service	.3634
Firemen Pension	.1359
Policemen Pension	.1209
Fire	.6563
Parks	.2897
Redevelopment General	.0102
Sanitary Officers Pension	\$.0162
	<hr/>
	\$3.2533

In addition to property taxes and highway funds, the City receives revenues from the Community Development Block Grant, the Cigarette Tax, the County Option Income Tax (COIT), and the Alcoholic Beverage Tax. Some of these funds are based in part on the City's population and some are based on the tax levy. Since population is only one element of a very complex distribution formula, the direct contribution of the Millstone Annexation cannot be calculated. Still, most of these funds will increase with city population increases.

B. EXPENDITURES

Expenditures which were reported in the section on Municipal Services are summarized in Table 3. Capital costs are one time expenditures, while, operating costs are continuing expenses. Since the needs of the annexation area must be treated equally with the needs of other similar areas in Fort Wayne, all capital improvement projects must follow routine city procedures which often require petitioning.

Table 3, on the following page, details the costs that will be incurred by each department upon the annexation of the Millstone area.

TABLE 3
EXPENDITURES

<u>DEPARTMENTS</u>	<u>CAPITAL COSTS</u>	<u>OPERATING COSTS</u>
Police Department	\$	\$ 468
Fire Department	0	14,100
EMS	0	0
Solid Waste Disposal	0	18,382
Traffic Control	628	0
Streets	0	20,160
Parks	0	0
Water	0	0
Fire Hydrants	0	3,098
Sanitary Sewer	0	0
Storm Sewer	0	0
Street Lighting	0	1,628
Liability For Township Debt (Annually)	1,133	0
Animal Control	0	0
Administrative Functions	0	0
TOTALS	\$ 1,761	\$ 57,836

C. FIVE YEAR SUMMARY

The Five Year Summary shows the projected expenditures compared with the tax revenues expected in the Millstone Annexation area for the first five years after it is incorporated into the City of Fort Wayne.

The summary automatically includes for each of the five years a 7 percent inflation factor for municipal expenditures and a 3 percent rate of inflation for municipal revenues.

Property tax revenue from the annexation area will not be collected until 1998. Assuming the area is annexed in December of 1996, assessment will not occur until March of 1997, with revenues being collected in 1998. Since revenues are not collected for one year after the effective date of annexation, the City will experience a loss of \$95,014 in 1997.

Table 4, on the following page, details the revenues minus the expenses for the Millstone area during the first five years after the effective date of annexation.

TABLE 4
FIVE YEAR SUMMARY

	EXPENDITURES	PROPERTY TAX REVENUE	MVH & LARS	BALANCE
1997	\$ 95,014			\$ - 95,014
1998	100,506	\$ 262,188	\$ 25,586	+187,268
1999	107,462	270,054	25,586	+188,178
2000	114,905	278,156	25,586	+188,837
2001	122,869	286,501	25,586	+189,218
	<hr/>	<hr/>	<hr/>	<hr/>
TOTALS	\$ 540,756	\$ 1,096,899	\$ 102,344	\$ +658,487

D. RECOMMENDATION

This Fiscal Plan, which meets the state law requirements that a fiscal plan be prepared, shows that the Millstone Annexation is in accordance with the applicable state statutes. Therefore, it is recommended that after the passage of the annexation ordinance and its approval by the Mayor, this area should be annexed by the City of Fort Wayne on December 31, 1996.

TABLE 5
WASHINGTON TOWNSHIP TAX RATES
1989 PARABLE 1990

		WASHINGTON TRANSIT	FT. WAYNE WASHINGTON
STATE	St. Fair Board	.0035	.0035
	St. Forestry	.0065	.0065
	Welfare HCI	.0500	.0500
	Welfare Administration	.0704	.0704
	Total State	<u>.1304</u>	<u>.1304</u>
COUNTY	County General	.7802	.7802
	County Welfare	.1216	.1216
	County Health	.0412	.0412
	Cumulative Bridge	.0374	.0374
	County Bond	.0980	.0980
	Cumulative Capital Dev.	.0524	.0524
	Reassessment	.0100	.0100
	Welfare Med. Ast. Ward	.0058	.0058
	Total County	<u>1.1466</u>	<u>1.1466</u>
TOWNSHIP	Township General	.0060	.0060
	Poor Relief	.0089	.0089
	Fire Debt.	.0460	.0000
	Township Recreation	.0009	.0009
	Township EMS	.0409	.0000
	Fire Equipment Debt.	.0145	.0000
	EMS Equipment	.0053	.0000
	Total Township	<u>.1225</u>	<u>.0158</u>
SCHOOLS	School General	2.4911	2.4911
	Debt. Service	.0713	.0713
	School Transportation	.3667	.3667
	Art Institute	.0050	.0050
	Capital Projects	.6215	.6215
	Racial Balance	.2000	.2000
	Total School	<u>3.7556</u>	<u>3.7556</u>

AIRPORT	Airport General	.0763	.0763
AUTHORITY	Airport Debt.	.0185	.0185
	Total Airport	<u>.0948</u>	<u>.0948</u>
	Library General	.2905	.2905
LIBRARY	Library Debt.	.0399	.0399
	Total Library	<u>.3304</u>	<u>.3304</u>
	PTC General	.0999	.0999
PTC	PTC Debt.	.0333	.0333
	Total PTC	<u>.1332</u>	<u>.1332</u>
	Corporation General	.0000	1.6607
	Redevelopment General	.0000	.0102
CITY AND	Corp. Debt. Service	.0000	.3634
SPECIAL	Firemen Pension	.0000	.1359
TAXING	Policemen Pension	.0000	.1209
DISTRICT	Park General	.0000	.2897
	Sanitary Officers Pen.	.0000	.0162
	Fire	.0000	.6563
	Total City and Special Taxing District	<u>.0000</u>	<u>3.2533</u>
	TOTAL TAX RATE	5.713500	8.860100
	REPLACEMENT CREDIT (% of total tax rate paid by the State)	15.8849%	17.1616%
	NET TAX RATE (total tax rate less % paid by the State)	4.805916	7.339565

MILLSTONE LEGAL DESCRIPTION

A parcel of land located in the Northwest One-Quarter of Section 11 and in the Northeast One-Quarter of Section 10, all in Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

BEGINNING at the intersection of the West line of the Northwest One-Quarter of Section 11, Township 31 North, Range 12 East with the South right-of-way line of Wallen Road; thence Easterly along said South right-of-way line to the Northwest corner of Block "D" in Millstone Village, Section I as recorded in Plat Cabinet B, Page 30 in the Allen County Recorder's Office; thence continuing Easterly along said South right-of-way line to the Northeast corner of Block "E" in said addition; thence South 0 degrees 36 minutes 06 seconds West a distance of 334.60 feet along the Easterly line of said addition; thence South 89 degrees 59 minutes 52 seconds East, a distance of 277.00 feet along the Northerly line of said addition; thence North 0 degrees 36 minutes 06 seconds East a distance of 43.76 feet along the boundary of said addition; thence South 89 degrees 59 minutes, 52 seconds East a distance of 239.92 feet to the Northwest corner of Lot 123 of Hearthstone Village, Section I (as recorded in Plat Cabinet B, Page 19, Allen County Recorder's Office); thence along the Westerly and Northerly boundaries of said Hearthstone Village plat by the following 13 courses: South 0 degrees 00 minutes 00 seconds East a distance of 344.14 feet to the Southwest corner of Lot 121 in said Hearthstone plat; thence South 29 degrees 38 minutes 56 seconds East a distance of 279.01 feet to the Northwest corner of Lot 113 in said Hearthstone plat;

thence South 20 degrees 29 minutes 09 seconds West a distance of 94.74 feet; thence South 9 degrees 09 minutes 32 seconds West a distance of 94.74 feet; thence South 2 degrees 01 minutes 25 seconds East a distance of 92.87 feet; thence South 6 degrees 45 minutes 32 seconds East a distance of 186.19 feet; thence South 1 degree 17 minutes 30 seconds West a distance of 273.94 feet to the Northeast corner of Lot 103 in said Hearthstone plat; thence North 88 degrees 42 minutes 30 seconds West a distance of 130.00 feet; thence South 81 degrees 56 minutes 34 seconds West a distance of 50.67 feet; thence North 88 degrees 42 minutes 30 seconds West a distance of 150.00 feet; thence South 1 degree 17 minutes 30 seconds West a distance of 226.32 feet; thence South 12 degrees 49 minutes 43 seconds West a distance of 612.58 feet; thence South 0 degrees 27 minutes 20 seconds West a distance of 173.44 feet to the Southwest corner of said Hearthstone plat, said corner being on the South line of the Northwest One-Quarter of said Section 11; thence North 89 degrees 32 minutes 40 seconds West, along said South line and along the South line of said Millstone Village plat, a distance of 1480.34 feet to the Southwest corner of the Northwest One-Quarter of said Section 11; thence continuing along said Millstone plat boundary, North 88 degrees 21 minutes 37 seconds West a distance of 264.47 feet to the Southwest corner of said Millstone plat; thence along the West line of said Millstone plat and its Northerly extension, North 0 degrees 32 minutes 35 seconds East a distance of 2315.95 feet; thence South 88

degrees 42 minutes 30 seconds East a distance of 132.00 feet;
thence North 0 degrees 32 minutes 35 seconds East to a point
on the South right-of-way line of Wallen Road; thence Easterly
along said right-of-way line to the point of beginning
containing 117 acres, more or less.

Prepared by: James D. Burlage

Certified Correct this 11TH day of JANUARY, 1991.

Mark L. Gensic

Mark L. Gensic, P.E., L.S.



